

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE


Applicant : Shapiro, Jody J.
Appl. No. : 09/986,683
Filed : November 9, 2001
For : SYSTEM, METHOD, AND COMPUTER PROGRAM
PRODUCT FOR REMOTELY DETERMINING THE
CONFIGURATION OF A MULTI-MEDIA CONTENT USER
Art Unit : 2155
Confirmation No. : 5864
Examiner : Ismail, Shawki Saif

745 Fifth Avenue
New York, NY 10151
Tel. (212) 588-0800

CERTIFICATE OF ELECTRONIC FILING

I hereby certify that this correspondence is being transmitted via
Electronic Filing Services on January 9, 2009.

Yedea H. Walker
(Name of person signing transmittal)

Signature

Date of Signature

RESPONSE TO NON-COMPLIANT AMENDMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

January 9, 2009

Sir:

This Response responds to the Notice of Non-Compliant Amendment dated December 19,
2008 (Paper No. 20081217).

REMARKS

In the Notice of Non-Compliant Amendment, the Examiner stated that the Drawings were not properly identified at the top margin as “new sheet”. Applicant respectfully points out that the Drawings submitted in the amendment dated September 16, 2008, was merely to provide the Examiner with FIG. 6 which appeared to be missing from the electronic file. No new matter has been entered, and support is found in the originally filed Specification.

Upon a telephone interview with the Examiner on January 6, 2009, the Examiner agreed that the Notice of Non-Compliant Amendment was incorrectly issued. Applicants respectfully request the Examiner enter the Replacement Sheet for FIG. 6.

Thus, it now appears that the application is in condition for a reconsideration and allowance. Reconsideration and allowance at an early date are respectfully requested.

CONCLUSION

If for any reason the Examiner feels that the application is not now in condition for allowance, the Examiner is requested to contact, by telephone, the Applicant's undersigned attorney at the indicated telephone number to arrange for an interview to expedite the disposition of this case.

In the event that this paper is not timely filed within the currently set shortened statutory period, Applicant respectfully petitions for an appropriate extension of time. The fees for such extension of time may be charged to Deposit Account No. 50-0320.

In the event that any additional fees are due with this paper, please charge our Deposit Account No. 50-0320.

Respectfully submitted,

FROMMER LAWRENCE & HAUG LLP
Attorneys for Applicant

Date: January 9, 2009

By: 

Ellen Marcie Emas
Registration No. 32,131
202-292-1530